

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MARK KERMIT BENNETT,	:	No. 4:06-cv-1998
Petitioner,	:	
	:	(Judge Jones)
v.	:	
	:	(Magistrate Judge Smyser)
GERALD ROZUM, <i>et al.</i> ,	:	
Respondents	:	

**ORDER**

April 1, 2008

In accordance with the Memorandum entered on this date, IT IS HEREBY  
ORDERED THAT:

1. The Report and Recommendation of Magistrate Judge J. Andrew Smyser (Doc. 40) is ADOPTED in part and REJECTED in part to the extent indicated in the accompanying memorandum;
2. Petitioner's Objections to the Report and Recommendation are SUSTAINED in part and DENIED in part to the extent indicated in the accompanying memorandum;
3. Petitioner's Petition for Writ of Habeas Corpus (Doc. 1) is DENIED;  
and

4. The Clerk of the Court is direct to CLOSE this case.

s/ John E. Jones III  
John E. Jones III  
United States District Judge